19 37

Department of Inland Revenue

OFFICE Office of the Board of

STATION Nuwara.

No. 796

Dated 6-3-37

C.F. 32.

In reply, please quote number, date and short title.*

Revenue. DEPARTMENT.

F-5052 F-1984 F5102

Received _____ *Registered* _____

Crossing the efficiency bar

From (Name) T.G.Finche Esq.,I.C.S.,

(Designation) Collector of

Post Box _____, (STATION) Bellary.

Telegraphic Address _____

23 NOV 1936

The Secretary to the Board of Revenue, MADRAS.

Ref.C. *No.* 5368/36A4 *dated* 20-11-1936. *19* .

Sir,

ENCLOSURES 2 Regd last and application.

SPARE COPIES

Public servants- Samuel Paul - Head Clerk Bench court Bellary - unpassed man and late Inspector Settlement party No.III - permission to draw increments upto Rs.60 petition.

I forward herewith the petition of Samuel Paul, Head Clerk Bench court Bellary praying for permission to draw increments upto Rs.60 in the lower division time-scale of pay (Rs.30-60).

2. He is an unpassed man and was permanent Inspector (Lower Division) Revenue Settlement party No.III from 19th September 1928 to 31st October 1934. On the abolition of the Settlement party, he was appointed as clerk, Collectorate in Guntur District on 1st November 1934 and subsequently transferred to this District in July 1936 as Head Clerk Bench court, Bellary.

3. He was permitted to cross the efficiency bar to rise up to Rs.52 as long as he was holding the post of an Inspector in Settlement party. Further increments in his service as clerk in the Revenue Department are not granted by the Collector of Guntur, as he does not possess the minimum general educational qualifications.

4. According to G.O.No.900 Revenue dated 30th April 1936 communicated with R.P Mis.No.1573 dated 8th May 36 all unpassed Inspectors in Revenue Settlement parties, who were appointed prior to 12th April 1933, were permitted to cross the efficiency bar at Rs.50. The petitioner requests that

provision of the above G.O may be made applicable to him, as he was transferred to Revenue Department in 1934 only a measure of retrenchment but for no fault of his and the ne may be permitted to rise up to Rs.60. His service register is enclosed for reference.

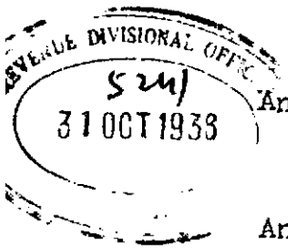
To

The Secretary to the ~~Commissioner~~

~~Board~~ Board of Revenue,

M A D R A S.

Through



The Collector of Bellary

And

The Revenue Divisional Officer, Bellary

And

The President,

Bench Court,

Bellary.

Honoured Sir,

I, Samuel Paul, Head Clerk of the Bench Court, Bellary humbly beg to submit the following few lines for your Honour's kind consideration and favourable orders.

I was a permanent Settlement Inspector in No. III Part (old) in the scale of Rs. 35-35-1½-50-1-60. All of my service was in the Settlement Department. I was in Settlement Department for 28 years. Owing to abolition of Settlement No. III Party in Salem in 1931 I was transferred to Part No. I at Cocanada. Before the abolition o Party No. III at Salem, I was a permanent Settlement Inspector and was acting as a Record Keeper in the office on Rs. 65/- from 1927 to 1931. After the abolition of the party in 1931, I was transferred to Party No. I at Cocanad Then mypermanent pay was Rs. 50/- As there was no provisi for many Inspectors, 11 persons were retrenched. I was o of those Settlement Inspectors retrenched. I

took leave from 14-10-32 to 31-10-34 (Retrenchment leave). After the expiry of my leave I was posted as clerk in the Collector's office, Guntur on my permanent pay of Rs. 50/- and I was granted increment due to me i.e., Rs. 2-0-0 and I was paid Rs. 52/- from 1-11-34. Subsequently I was transferred from Guntur to Bellary District as Head Clerk of the Bench Court, Bellary from 22-7-35. My next increment was due from 1-3-35. But this has not been granted by the Collector of Guntur who is pleased to order that sanction of Government is necessary for my future increments. I humbly beg to submit that as I was a permanent Settlement Inspector on the scale of 35-35-1½-50-1 60 before I was retrenched I would have drawn increments up to Rs. 60/- had I continued in the Settlement Department. But for no fault of mine, owing to the abolition of the Settlement Party No. III myself and several others who also could have continued to act as Settlement Inspectors were retrenched. Even after my leave if I had been posted as Settlement Inspector in any of the Parties I would have drawn pay up to Rs. 60/- or even more.

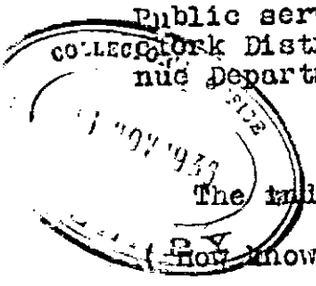
I humbly request that the sanction of Government may kindly be obtained to grant me increment up to Rs. 60/-

I submit herewith copies of the Special Assistant Settlement Officer's letter to the Treasury Deputy Collector, Guntur, letter of the Collector of Guntur to the President, Bench Court, Bellary and copy of the endorsement of the Collector of Bellary on my petition.

Copy of No.R.C. 3-4 2072-35 dated 30-10-35 from the Special Assistant Settlement Officer in charge Party No. 1. Nellore to the Treasury Deputy Collector, Guntur.

===

Public servants- Samuel Paul- Ex-settlement Inspector and Clerk District Revenue staff- Guntur- Initial pay in the Revenue Department- certain particulars- furnished.



===

The individual Samuel Paul was confirmed as a classifier (Now known as inspector) on 1-9-1920 in the Revenue settlement party No. III (old) as will be seen from his service book.

Under the public service notification, the appointment of an unpassed man as a classifier requires the sanction of the Commissioner of the Board of Revenue, please see column B under the head "Settlement Department" at pages 433 and 434 of Part I-B of the Fort St. George Gazette dated 19th april 1921. The notification in force for the year 1920 is not available in my office. However, it is presumed that the conditions laid down in the notification of 1921 referred to above existed in 1920 also the time-scale of pay was introduced from 1st March 1921 and the pay of the indifidual was fixed on that day at Rs.35/- in B.P.No. 1846 Mis. dated 17-8-1923. Please see the note at the foot of page 10 of the Service Book. The presumption in that the sanction of the Board was obtained for him to hold the post of Inspector (classfier) in the scale of Rs. 35-60. The Board's order in question will in all probability be available in the office of the special Assistant Settlement Officer in charge No. II party, Salem, to which the records of (old) No. III party have been transferred.

2. This individual held a sub-pay clerk's post on fixed rates of pay in the office establishment of the Revenue Settlement Party No. III(old) during the periods from 1-11-1907 to 25-7-1908 and 1-1-1918 to 31-5-1918. He was not appointed in the Settlement Party as a clerk in the scale of Rs. 35-60.

3. The post held by him as Inspector, Revenue Settlement Party No. III was retrenched and was granted leave under the Madras Compulsory Retirement Rule 1931 from 14-10-1932. He was on leave till 31-10-1934 inclusive, and his leave period will count for his increments for the purpose of fixing

his

his initial pay after re-employment. Please see G.O.No. 433/ department finance, dated 12-7-1935. The increment certificate raising his pay from Rs. 50/- to Rs. 51/- and again to Rs. 52/- on re-employment as clerk on 1-11-34. With reference to G.O.No. 691 Public (Services) dated 21-9-33.

4. Ordinarily unpassed men holding posts of clerks cannot rise above Rs. 50/- without the specific sanction of the Government.

But this individual earned his increments to Rs. 52/- as Inppector, while he was on leave, under the Government orders referred to above. He cannot rise above that pay without the specific sanction of the Government.

5. I request you to send me his conduct sheet for my reference and return in connection with the grant of his increments.

Sd. x x x x x

Eng. Hd. Accountant.
. Dy. Collector.

Copy of L.Dis.C.No.5426-36 dated 12-8-1936 from J.R.Bell, Esq.,I.C.S., Collector, Guntur, to the President,Behch Court, Bellary, with reference to his No.Nil dated 29-7-1936.

SALARY - Samuel Paul, Clerk, Rev Department - Incremental pay - sanction of the Govt - necessary.

b Rev/30-4.36 (8)

The concession allowed in B.P.No.1573 dated 6-5-36 is not applicable to Mr. Samuel Paul as he is not now holding the post of an Inspector. It is applicable only to the clerks doing the duties of Inspectors in the Settlement Parties so long they hold the post of Inspectors. Mr. Samuel Paul is a clerk in the Revenue Department and as he is an unpassed man he cannot draw pay above the scale of Rs.52/- without the specific sanction of the Government. His service register, conduct sheet and other enclosures are herewith returned.

Forward for
order
Service rules.

B.O.

Sd.Illegible.
English Head Clerk
For Collector.

(True Copy).

Copy of N.Dis.C.1424/36 Accounts dated 29-9-1936 from the Treasury Officer, Bellary to the Collector, Bellary.

The concession given in G.O.No.966 dated 30-4-1936 communicated with B.P.No.1573 dated 6-5-1936 applies only to unpassed clerks doing the duties of Inspectors in the settlement parties. The Clerk (Samuel Paul) was accordingly allowed to draw increments up to Rs.52/- so long as he continued to act as Inspector. After he was transferred to Revenue departmen i,e, from 1-11-1934 he was paid at Rs.52 as per Fundamental Rule 22 (G.O.No.1292 dated 6-10-1932). Sanction of the Government is necessary to draw further increments.

Sd.Batty.
Treasury Officer,

(True Copy).

N.Dis.C.No.4593/36 dated 5-10-1936. Bellary collector's offi
Dated 5-10-1936.

Returned to the President Bench Court, Bellary

2. The Treasury Deputy Collector points out that G.O.No. 966 Ms Rev.dated 30-4-1936 applies to persons who are actually doing the duties of Inspectors in the settlement parties and not to clerks in the Revenue Department. If the clerk wants to apply to Government for ~~sanction~~ exemption, he may do so specifically as a separate request.

Sd.T.Bhaskara Rao.
Collector,
5-10-1936.

There is no provision in the M.M.S rules for exemption.

(True copy)

President Bench Court

Extract from the Conduct sheet of Samuel Paul Head clerk Bench court/Bellary.

13

Year	Tahsildar or S.S. M's, President Bench magistrates. Settlement Officer	Brief remarks 1. character 2. Conduct 3. Ability 4. Post held.
	2	3
1934	Spl Asst Sett: offcr in charge. I Party Nellore	Samuel Paul Permanent Settlement Inspector Nellore Sett: Party No. I. Vol (Sd) N. A. 14-11-34 For Spl Asst Sett: Officer in charge.
1935	Vice President.	Samuel Paul. Head clerk Bench court-Bel. After my appointment I am seeing him ever since he joined this Bench court, he is attending to his duties regularly and and is an excellent person. His Conduct is good and satisfactory (S.d) P. Ramachendrian Vice President Bench court Bellary 8.11.35.

COLLECTOR'S OFFICE 13 NOV 1936 BELLARY

REVENUE DIVISIONAL OFFICER 3-NOV 1936 BELLARY

(True extract)

P. Naidu 7.XI.36

President Bench court- Bellary

6.11.36

In reply, please quote number, date and short

Received 24 JAN 36

15 DEPARTMENT.

Registered

From (Name) Mr. K. Ry. Ju Ramaswami Naidu Garu.

(Designation) President, Bench Court.

Post Box ____ (Station) Bellary

Telegraphic Address ____

To The Treasury Deputy Collector, Guntur.

No. ____ Dated 18-1-1936.

Sir,

Sub:- Public Servants- Samuel Paul Head-clerk Bench Court, Bellary Service Register- Forwarded acknowledgment requested.

Ref:- no. nil. dated 9-1-1936.

I have the honour to forward herewith the Service Register of the Head clerk Samuel Paul Bench Court R.10 ... for sanction of

Enclosures One service Register.

Spare Copies ____

16 G.R. Ramachandriah
Hon Physician 7/12

Returned.

2) The sanctioned increment certificate received from the Spl. Settlement Officer was sent to the Tmy Dy Collr. Bellary with this office D.Dis-E.41 of 28-11-35. The 8 times increment certificate may be obtained from the Tmy Dy Collr. Bellary. The service register and Conduct and Confidential Sheets of the individual are enclosed

- President, Bench Court Bellary. 3/12/35 Tmy Dy Collr. 2.12.35

Public servant – Samuel Paul – Ex Sett. Inspector and Head Clk, Rev Court Bellary – Unpassed candidate. Permission to draw increments up to Rs. 60 in the Scale of Rs. 35-60 – Petn – orders &c thereon

F.5102/36. — Q.

Refce F.5102/36 – 1 dated 15-12-36

The petn. of Samuel Paul with its enclosures and the Coll's letter thereon are submitted to the Govt. for orders.

2. The petr. was a permanent Inspector of old Rev. Sett Party No. 14, in the scale of Rs 35-60 and was retrenched on 13-10-32. He was granted leave from 14.10.32 F.N for 28 months under the Madras Compulsory Retirement rules. On 1-11-34 however he was appointed as clerk in the Coll's office Guntur from which he was transferred to Bellary in July 35 as Head clerk of the Revenue Court, Bellary. At the time when he was granted leave on 13-10-32 he was drawing Rs 50 as Inspector in Rev. Sett Party No. I and on his re appointment in the Dt. his pay was fixed at Rs 52 with refce. to

G.O. No. 433 Finance dated 12-1-
His next increment on 1-3-35 was
not granted by the coller. of Guntur as
he does not possess the minimum gen
educational qualification.

3. The Board submits that
according to G.O. No. 966 Rs Rev. date
30.4.36, ~~date Petr Convinced~~ up to Rs 60
if he had continued in the Salt Dep
and that his subsequent transfer to
the Rev. Dept. does not make any differ
in his case as Salt Dept is considered to be
part and parcel of the Rev. Dept. As th
petr. was retrenched a permanent Inspector Rs
thereafter on the post of Inspector on 2
the Board considers that the petr.
is eligible for the concession granted in
G.O. No. 966 Rs Rev D 30.4.36 and hence ~~and is also~~ eligi
Rs. 50 in the scale of Rs 35-60 with refe
to G.O. Nos. 2891 and 2896 Rs Rev D. 5-12-

Received 1-MAR 1937. Registered SECY 1-MAR 1937 1937.

Abstract.- Public Servants - Samuel Paul - Ex-settlement Inspector and clerk, Revenue Department - Unpassed clerk - permission to draw increments up to Rs.60/- in the scale of Rs.35-60 - orders passed.

Revenue Department.

G.O. No. MS 448 Dated 26th February 1937.

Read the following:-

From the Board of Revenue, Ref. No.F.5102/36-1 dated 15th December 1936.

ORDER:-

In its Reference read above the Board of Revenue has stated that the petitioner, Samuel Paul, who was retrenched from the post of permanent Inspector in a Settlement Party and who was subsequently reemployed as a clerk on Rs.52/- in the Revenue Department, can rise up to Rs.60/- in the old scale of pay of Rs.35-60, with reference to G.Os. Nos.966-Revenue dated 30th April 1936, 2891 Revenue dated 5th December 1935 and 2896-Revenue dated 5th December 1935.

2. The Government observe that G.O. No.966 Revenue dated 30th April 1936 laid down that Inspectors of Settlement Parties who had been appointed before 12th April 1933 could draw pay above the efficiency bar in the scale of Rs.35-60, if they were actually doing duty as Inspectors, but not if they were working in the posts of clerks to which the minimum general educational qualification applied even before 12th April 1933. The petitioner is doing the duties of a clerk in the Revenue Department and there is an efficiency bar for the post, although he crossed the bar as an Inspector.

3. As regards the applicability to the petitioner's case, of G.O. No.2896 Revenue dated 5th December 1935, referred to by the Board of Revenue, the Government would point out that this G.O. merely stated that as the posts of clerk and Inspector in Settlement Parties had been included in the same category in

the Madras Ministerial Service with effect from 12th April 1933, a clerk in a Settlement Party entitled to the old scale of pay would on reappointment as an Inspector be eligible for the old scale, or vice versa. It does not however, permit an unpassed Inspector to cross the efficiency bar and rise up to Rs.60/- on his appointment as clerk in the Revenue Department.

4. In the circumstances no interference with the order of the Collector of Guntur is called for. The petition should bendismissed.

(By Order of the Governor in Council)

H.R.Uzielli

ecretary to Government.

To the Board of Revenue (with service register and petition and enclosures returned).

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..		
When copied ...		
When examined..		
When signed ...		
When despatched.		

SUBJECT :— Municipal servants – Samuel Paul – E Sett Inspector and Head Clerk Bench Court (Bellary) – Impassed clerk – Permission cross the efficiency bar & to draw increments upto Rs 60 in the scale of Rs 35-60 – Petn – Dismissed – Rejd 19 communicated to petr

READ AGAIN _____, dated _____ 19 _____.

" " _____ " _____ 19 _____.

READ *ALSO* :– Petn from Samuel Paul dt 28.10.36 – Q.

ref No. F 5102/36 From the Collr of Bellary Dy No. C 5368/36 A4 dated 27.11.1936 – Q.

ref " F 1053/37 Govt No 448 Rev Rev. dt 26-2-37 — A — 19 (B to petr)

" _____ " _____ " _____ " _____ 19 _____.

Order / Resolution Ms. / Bdcst No. 496, dated 6-3- 1937.

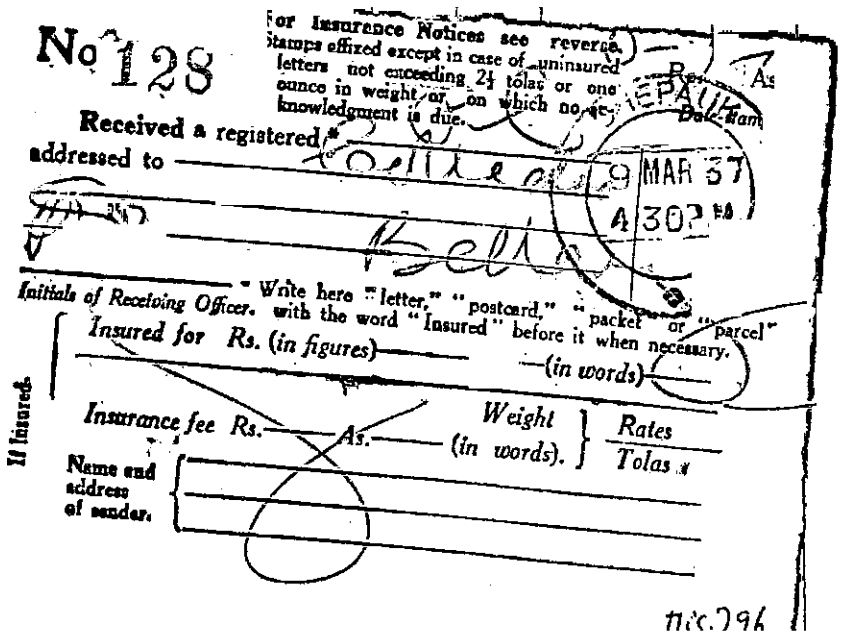
Communicated to the Collr. of Bellary with refce. to his letter read above.

2. The petr. is informed that his request to cross the efficiency bar and rise upto Rs. 60 in the scale of Rs 35-60 as clerk in the Rev. Deptt. cannot be complied with and that his petn. is thereby rejected.

Mr Samuel Paul (Para 2 only)
To ~~the Clk of Bellary with two cys~~ Collr of Bellary.

The Collr of Bellary (Full) with the ✓ Service of the clerk returned – Pl. ask seeking to the cross over bar & the Officers in charge of Sett Offices I to III

(Para 1 only) for information & guidance


No 128
For Insurance Notices see reverse.
Stamps affixed except in case of uninsured letters not exceeding 2½ tolas or one ounce in weight or on which no acknowledgment is due.
Received a registered
addressed to
NEPAL
9 MAR 57
Write here "letter," "postcard," "packet" or "parcel" with the word "Insured" before it when necessary.
Initials of Receiving Officer.
If insured.
Insured for Rs. (in figures) (in words)
Insurance fee Rs. As.
Weight (in words).
Rates Tolas
Name and address of sender.

Public servants – Samuel Paul Ex. Sett Inspector and Head clerk, Bench Court Bellary – unpaid man – Permission to draw increments ~~upto~~ ~~Rs 60~~ – Petition

F 5102/36

To A.S. (Sett)

Please see the petition from Samuel Paul at pp 3-5 C/f and the Bellary Coll's letter thereon at pp 1-2

2. The petitioner was a permanent Inspector of Rev. Sett Party No. III (old), on Rs. 35-60 and was retrenched on 13-10-32 ~~from~~ under the Madras compulsory retirement rules. He was also granted leave pending retirement for 28 months from 14.10.32 F.N. On 1-11-34 he was appointed as clerk in the Coll's office Gunture, from which he was subsequently transferred to Bellary in July 1935 as Head clerk Bench Court Bellary. At the time ~~when he was being~~ was granted leave on 13-10-32, he was drawing Rs. 50 as Inspector in Rev. Sett Party No. I, and on his reappoint-
ment

in the Dr on 1-11-34; his pay was fixed at Rs.52. with refce to G.O.No.433 Finance dated 12-7-35 by the G.O. No I Party in his letter R.C.No.B4-2072/35 of 30-10-35 (to T. His next increment to Rs. 53 in the Scale of Rs. 35-60 was due on 1-3-35. The Collr of Bellary now reports that as the Petr. was an unpassed clerk, the C of Guntur did not grant further incr as clerk in the Rev Dept to him in view of the fact that he does not possess the minimum general educational qualification. The Petr. now requests that in view of G.O. No. 966 Rs. Rev of 30.4.36 he may be allowed to rise up to Rs.60 in the scale Rs. 35-60 as he was only a permanent Inspector and as he was transferred to Rev. Depr. only as a measure of retrenchment.

3. In G.O. No. 966 Rs. Rev. dated 30.4.36 the Govt held that as the Inspectors in Sett Parties were included in the M.M.S only with effect from 12.4.33 the minimum general educational qualification applicable to members of that service would not apply to those Inspectors who were appointed prior to that date and that the Inspectors, having been appointed at a time

this clear from the last sentence of the G.O. (P.S. of (E)) that the Mem can rise upto Rs 60/- if he had continued in the ~~Ret~~ Sett. Dept. In his subsequent transfer to the Rev Dept. may not make any difference in his case as Sett. & Rev Dept. is considered to be part & parcel of the Rev Dept. But the matter is not quite clear. Mem. to be on the index (F) Safe side Govt. may be addressed.

8/12 9/12.

This view does not appear to be correct. This need not be mentioned in the report to Govt.

9/12 8/12

when the minimum general educational qualification was unnecessary for them, ~~they could~~ can continue to draw pay in the time scale without the sanction of Govt permitting them to cross the efficiency Bar. The petr was a permanent Inspector on Rs. 35-60 till he joined the Dt. Staff on 1-11-34, and was therefore eligible to Rs. 52 on that date. As he was appointed as a clerk after he was in the Dt. Staff it is doubtful whether he can be allowed to rise above this pay without the specific sanction of Govt as he is reported to be an unpassed clerk, though the posts of Inspectors in Sett. Parties have been included in the Category of clerks in G.O. No. 2891 Mis Rev. dated 5-12-35. In the circumstances it is for orders whether the case may be submitted to Govt. for orders with the remark that as the petr is an unpassed clerk, he does not appear to be entitled to the concession under the proviso to Rule 10 of the Madras Ministerial service rules ~~of the~~.

4/12/36.

For orders.

8/12/36.

9/12

TOAS (Sett)

Draft submitted.

BdisRefer F 5102/36-1 of 15-12-36 — Pp 17-18 cf

E 105-3/37 — Pp 19-20 cf.

DO AS (Sett)

Please see the notes at pp 1-3 ng. supra, BBs refer. at pp 17-18 cf. and the orders of Govt thereon at pp 19-20 cf.

2. The Govt. observe that the petr. Samuel Paul being an unpass clerk cannot cross the efficiency bar and rise up to Rs 60 as clerk in Dir Rev. Staff though the may be eligible to rise up to Rs 60. as Supdt in Rev. Secretariat. They have also ordered that in the circumstances no interference with the CBR's order is called for and that the petn. should be dismissed

In the circumstances the petr. may be told that his request to cross the efficiency bar & rise up to Rs 60 as clerk in the Rev Dept. cannot be complied with.

The Go. may also be communica
to the Gov of Bellary & to other
civil & Mil officers in ch of Districts.

A draft is sent herewith for approv

Ltr
1/3/37
CAB
5/3

Keep a Copy of the Go in the
Stock file.

5/3